



**DECLARATION AND POWER OF ATTORNEY**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

5 I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **FACET JOINT REPLACEMENT**.  
10 the specification of which was filed on October 17, 2003, assigned Serial No. 10/687,865 and identified by Attorney's Docket No. MED-1 CON CIP.

15 I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

20 I hereby claim priority benefits under Title 35, United States Code, Section 120 of United States Patent Application Serial No. 10/421,078, filed 04/23/03 by E. Marlowe Goble et

MED-1 CON CIP

al. for FACET JOINT REPLACEMENT (Attorney's Docket No. MED-1  
CON).

I hereby claim priority benefits under Title 35, United  
States Code, Section 119(a), of United States Provisional  
Patent Application Serial No. 60/505,199, filed 09/23/03 by  
E. Marlowe Goble et al. for FACET JOINT REPLACEMENT  
(Attorney's Docket No. MED-1 CIP PROV).

I hereby appoint Pandiscio & Pandiscio, a firm composed  
of Nicholas A. Pandiscio, Registration No. 17,293, Mark J.  
Pandiscio, Registration No. 30,883, Scott R. Foster,  
Registration No. 20,670, and James A. Sheridan, Registration  
No. 43,114, or any of them, of 470 Totten Pond Road,  
Waltham, Massachusetts 02451, (Telephone No. 781-290-0060),  
my attorneys with full power of substitution and revocation,  
to prosecute this application and to transact all business  
in the Patent Office connected therewith.

MED-1 CON CIP

## BEST AVAILABLE COPY

Please direct all correspondence in this matter to:

Mark J. Pandiscio

Pandiscio & Pandiscio, P.C.

670 Totten Pond Road

Waltham, MA 02451-1914

Tel.: 781 290 0060

Fax.: 781 290 4840

Please direct all telephone calls to:

Mark J. Pandiscio or

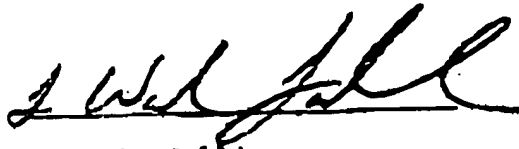
Nicholas A. Pandiscio

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

MEQ-1 CON CIP

## BEST AVAILABLE COPY

Inventor's signature:



Inventor's full name:

T. Wade Fallin

Date:

JUNE 2, 2004

5

Residence:

210 East 200 South

Hyde Park, UT 84318

Postal address:

same

Citizenship:

USA

10

Inventor's signature:



Inventor's full name:

E. Marlene Soble

Date:

6-2-04

15

Residence:

5 West Blair Road

Alta, WY 83452

Postal address:

same

Citizenship:

USA

20

MED-1 CON CIP

## BEST AVAILABLE COPY

Inventor's signature:

Inventor's full name:

Date:

Residence:

Postal address:

Citizenship:

Robert W. Hoy6/2/20048690 South 200 EastParadise, UT 84328sameUSA

Inventor's signature:

Inventor's full name:

Date:

Residence:

Postal address:

Citizenship:

Daniel F. JustinJune 2, 2004185 North Winding WayLogan, UT 84321sameUSA

MED-1 CON CIP

## BEST AVAILABLE COPY

Inventor's signature:



Inventor's full name:

Alan Chervitz

Date:

6/2/04

Residence:

4084 Arlington DrivePalm Harbor, FL 34685

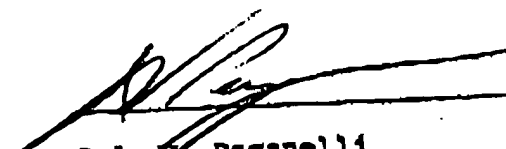
Postal address:

same

Citizenship:

USA

Inventor's signature:



Inventor's full name:

Jude P. Paganelli

Date:

6/2/04

Residence:

4137 Tynebourne CircleSan Diego, CA 92130

Postal address:

same

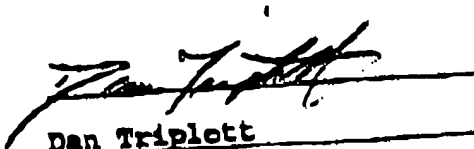
Citizenship:

USA

MED-1 CON CIP

Inventor's signature:

Inventor's full name:

  
Dan Triplett

Date:

6-2-04

Residence:

22 East 583 South

Providence, UT 84332

Postal address:

same

Citizenship:

USA

10

KT/MEDICINELQDGE.DOC

MED-1 CON CIP